

Docket No: 04985:0207.00US00/38-10(15498)A

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Yongwei Cao *et al.*

Art Unit: 1656

Serial No: 09/404,520

Examiner: Strzelecka

Filed : September 23, 1999

For: *Emericella nidulans* Genome

October 23, 2001

and Uses Thereof

Amendment

Box Non-Fee Amendment  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Responsive to the Office Action mailed 05/23/01 with a three (3) month shortened statutory period for response, applicant submits herewith a petition for extension of time of two (2) months under 37 CFR 1.136(a) to make timely the following response requesting amendment and reconsideration of the requirement for restriction to a single sequence.

## IN THE CLAIMS

Cancel claims 29-30 and 47-56.

Rewrite allowable claims 57 and 58 in independent form as indicated below.

## Certificate of Facsimile Transmission

I hereby certify that this correspondence including a petition for extension of time is being facsimile transmitted to the USPTO, Fax No: 703-308-4242 on October 23, 2001

  
Thomas E. Kelley, Registration No. 29,938

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GENOMICSCEREON GENOMICS, LLC  
45 SIDNEY STREET

CAMBRIDGE, MA 02139

FAX RECEIVED

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DATE October 23, 2001  
TO Assistant Commissioner for Patents  
Attention: Examiner Teresa E. Strzelecka at Art Unit: 1656  
FAX 703-308-4242  
FROM Thomas E. Kelley, Reg. No. 29,938  
PHONE 617-551-8240  
FAX 617-551-1960  
CC  
SUBJECT Response in Serial No. 09/404,520  
PAGES 8 including this cover sheet

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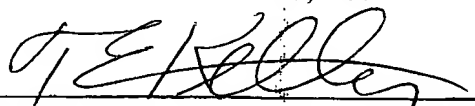
RE: Application Serial No. 09/404,520  
Art Unit 1656  
Examiner Teresa E. Strzelecka

Enclosed are:

5 pages of a Response to the Office Action mailed 05/23/01.  
2 pages of duplicates of a Petition for Extension of Time

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